

1 ELIZABETH DAY (SBN 177125)
eday@feinday.com
2 IAN N. FEINBERG (SBN 88234)
ifeinberg@feinday.com
3 DAVID ALBERTI (SBM 220625)
dalberti@feinday.com
4 SAL LIM (SBM 211836)
slim@feinday.com
5 YAKOV ZOLOTOREV (SBM 224260)
yzolotorev@feinday.com
6 MARC BELLOLI (SBN 244290)
mbelloli@feinday.com
7 **FEINBERG DAY ALBERTI &**
THOMPSON LLP
8 401 Florence Street, Suite 200
Palo Alto, CA 94301
Tel: 650.618.4360
Fax: 650.618.4368

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11 Attorneys for Plaintiff
PRAGMATUS TELECOM, LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

PRAGMATUS TELECOM, LLC,
Plaintiff,
v.
TREND MICRO INCORPORATED
Defendant.

CASE NO. 12-06195 EMC

1 Pragmatus Telecom, LLC (“Pragmatus”) and Trend Micro Incorporated (“Trend Micro”),
 2 hereby agree and stipulate as follows:

3 1. Pragmatus has brought the above-captioned patent infringement action (the
 4 “Action”) accusing Trend Micro of infringing three patents identified in the Complaint by
 5 providing live chat services over the Internet (referred to herein as the “Live Chat Services”).

6 2. Trend Micro represents that any Live Chat Services it has used in the United States
 7 during the six years prior to the filing of the Complaint and subsequent to the filing of the
 8 Complaint have been provided by LogMeIn Inc. and LivePerson Inc.

9 3. On November 21, 2012, LogMeIn filed a declaratory judgment action against
 10 Pragmatus, captioned *LogMeIn Inc. v. Pragmatus Telecom, LLC* (No. 1:12-cv-01507-RGA) (the
 11 “LogMeIn Declaratory Judgment Action”), which was pending before the District of Delaware,
 12 and in which LogMeIn seeks judgments of (1) non-infringement of the patents-in-suit by
 13 LogMeIn technology, and (2) invalidity of the patent-in-suit.

14 6. Pragmatus and Trend Micro stipulated and agreed and the Court ordered that this
 15 Action shall be stayed until at least April 26, 2013 in order to permit sufficient time for the
 16 LogMeIn Declaratory Judgment Action to resolve and for the parties to resolve any other
 17 remaining issues.

18 8. The LogMeIn Declaratory Judgment Action has since resolved.

19 9. In light of the foregoing, the parties stipulate and agree, subject to the approval of
 20 the Court that this Action shall be further stayed until May 17, 2013 in order to permit sufficient
 21 time for the parties to resolve the remaining issues in the case.

22 10. Pragmatus and Trend Micro will apprise the Court in advance of May 17, 2013 of
 23 any future developments that would affect the agreed-upon stay and whether to continue the stay
 24 beyond April 26, 2013.

25 11. In light of the foregoing, Pragmatus and Trend Micro do not believe that ADR
 26 needs to be selected at this time.

1 FEINBERG DAY ALBERTI & THOMPSON LLP
2

3 Dated: April 29, 2013
4

5 By /s/ Marc Belloli
6

7 Elizabeth Day
8 Ian Feinberg
9 David Alberti
10 Sal Lim
11 Yakov Zolotorev
12 Marc Belloli
13

14 Attorneys for Plaintiff
15 PRAGMATUS TELECOM, LLC
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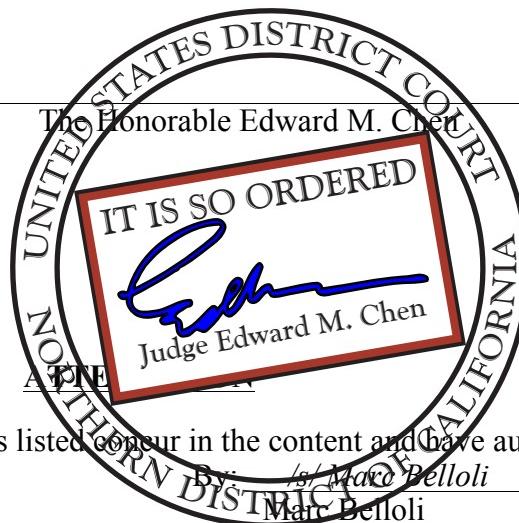
17 McDERMOTT WILL & EMERY LLP
18

19 By /s/ D. Stuart Bartow
20

21 Yar R. Chaikovsky
22 D. Stuart Bartow
23

24 Attorneys for Defendant
25 TREND MICRO INCORPORATED
26

27 SO ORDERED, this 30th day of April, 2013.
28



29 I hereby attest that all other signatories listed concur in the content and have authorized this filing.
30

31 By /s/ Marc Belloli
32 Marc Belloli
33